

V-026666

**NOTICE OF VIOLATION - NESHAP**

PHILADELPHIA DEPARTMENT OF PUBLIC HEALTH

**AIR MANAGEMENT SERVICES****ASBESTOS CONTROL UNIT**SPELMAN BUILDING, 321 UNIVERSITY AVENUE, 2<sup>ND</sup> FLOOR  
PHILADELPHIA, PA 19104-4543

YOU ARE IN VIOLATION OF THE SECTIONS CHECKED BELOW. TAKE PROMPT ACTION TO CORRECT THIS VIOLATION, COMPLETE THE ITEMS LISTED ON THE REVERSE SIDE AND RETURN THE NOTICE WITHIN 5 DAYS TO THE ADJOINING ADDRESS. FAILURE TO CORRECT VIOLATION MAY RESULT IN THE DEPARTMENT OF LICENSES AND INSPECTIONS CONTRACTING TO ALLEVIATE THE VIOLATION. YOU WILL BE CHARGED THE COST INCURRED PLUS A 20% ADMINISTRATION FEE. THIS VIOLATION MAY RESULT IN LEGAL ACTION. TO APPEAL ANY VIOLATION OF THIS NOTICE, APPLY TO THE BOARD OF LICENSE AND INSPECTION REVIEW, MUNICIPAL SERVICES BUILDING, CONCOURSE LEVEL, 1401 JOHN F. KENNEDY BLVD., PHILA., PA 19102-1687 WITHIN 30 DAYS OF THIS NOTICE.

Firm Name New Huntingdon Construction Co., Inc.	Job Name Arsenal Business Center Bldg 121	Date Issued 9/20/2010
Firm Address P.O. Box 26767	Job Location 2275 Bridge St. 19137	Date of Violation 9/20/2010
City, State, Zip Elkins Park, PA 19027	Person Contacted & Title John R. Rynkiewicz, supervisor	Project Number
<input type="checkbox"/> Building Owner <input type="checkbox"/> Demo Contractor <input checked="" type="checkbox"/> Abatement Contractor <input type="checkbox"/> API <input type="checkbox"/> Other		<input checked="" type="checkbox"/> Substantive <input type="checkbox"/> Non Substantive

**VIOLATION PURSUANT TO 40 CFR PART 61 NATIONAL EMISSION STANDARD FOR HAZARDOUS AIR POLLUTANTS: ASBESTOS NESHAP REVISION: FINAL RULE****INSPECTION/NOTIFICATION**

- ☐ 40 CFR 61.145(a) Failure to inspect prior to demolition or renovation  
☒ 40 CFR 61.145(b) Failure to provide notification  
☐ 40 CFR 61.145(b)(2) Failure to update notification  
☐ 40 CFR 61.145(b)(3)(i) Failure to postmark or deliver 10 days prior to demolition or renovation  
☐ 40 CFR 61.145(b)(3)(iii) Failure to postmark as early as possible prior to demolition if ordered by state or local government  
☐ 40 CFR 61.145(b)(A)(2) Failure to provide new start date ASAP no later than original start date  
☐ 40 CFR 61.145(b)(B)(1) Failure to provide new start date 10 days before work begins  
☒ 40 CFR 61.145(b)(C)(4) Failure to include required information - CIRCLE SECTION(S)  
 (i) type of notice (ii) owner info. (iii) type of operation (iv) facility description (v) procedure to detect asbestos (vi) amount of material (vii) location of facility (viii) abatement work schedule (ix) demo/reno work schedule (x) work methods (xi) work practices (xii) disposal site (xiii) trained person (xiv) id information (xv) emergency info. (xvi) unexpected event procedures (xvii) waste transp. info.

**EMISSION CONTROL**

- ☐ 40 CFR 61.145(c)(1) Failure to remove RACM prior to renovation or demolition  
☒ 40 CFR 61.145(c)(1)(iii) Failure to adequately wet exposed RACM not removed from demolition due to safety reasons  
☒ 40 CFR 61.145(c)(3) Failure to adequately wet RACM when removing  
☐ 40 CFR 61.145(c)(6)(i) Failure to adequately wet RACM to ensure it remains wet until collected for disposal  
☐ 40 CFR 61.145(c)(8) Failure to provide authorized representative trained as provided by regulation and evidence of training or refresher

**IMPROPER DISPOSAL**

- ☐ 40 CFR 61.150(a) Failure to prevent discharge of visible emission to outside air during collection, packaging or transportation  
☒ 40 CFR 61.150(a)(1)(i) Failure to adequately wet RACM for disposal  
☐ 40 CFR 61.150(a)(1)(iii) Failure to seal in leak tight containers or leak tight wrapping  
☒ 40 CFR 61.150(a)(1)(iv) Failure to label containers or wrapped materials with specified OSHA warning labels  
☒ 40 CFR 61.150(a)(1)(v) Failure to label containers/wrapped materials with name of generator and location at which it was generated  
☐ 40 CFR 61.150(a)(3) Failure to adequately wet RACM at all times after demolition and keep wet during handling and loading (ID buildings)  
☐ 40 CFR 61.150(a)(5)(b) Failure to deposit ACM waste as soon as practical by waste generator  
☒ 40 CFR 61.150(a)(5)(c) Failure to mark vehicles used to transport asbestos waste during loading and unloading  
☒ 40 CFR 61.150(d)(1) Failure to maintain waste shipment records  
☐ 40 CFR 61.150(d)(4) Failure to report waste shipment records not received in 45 days  
☐ 40 CFR 61.150(d)(5) Failure to retain copy of waste shipment records  
☒ 40 CFR 61.150(d)(5)(e) Failure to make available all records

**Other Violations and/ or Instructions:**

Unnotified asbestos abatement/disposal observed and documented in digital photographs. All material was dry in bags. Workers wore no suits/respirators. Work area was not plasticized. No engineering controls in place. No air monitoring. Please respond to this notice of violation within 5 days of receipt.

Inspector Signature:



AIR MANAGEMENT'S COPY

**CITY OF PHILADELPHIA · AIR MANAGEMENT SERVICES  
INSPECTION REPORT · ASBESTOS CONTROL UNIT**

LOCATION (BUILDING NAME) <b>Arsenal Business Center Bldg 121</b>		ADDRESS <b>2275 Bridge St.</b>	
COMPLAINANT NAME <b>n/a</b>	CONTACTED <input type="checkbox"/> YES <input type="checkbox"/> NO	COMPLAINANT ADDRESS <b>n/a</b>	
CONTRACTOR <b>New Huntingdon Construction Co., Inc.</b>		SUPERVISOR <b>John R. Rynkiewicz</b>	
ASBESTOS PROJECT INSPECTOR <b>n/a</b>		LAB <b>EMSL</b>	
A. TYPE OF ACTIVITY	<b>15</b>	ACTIVITY TIME <b>8:30-10:00a</b>	PROJECT NO.
B. TYPE OF PROJECT	<b>14</b>		
C. BULK SAMPLE	<b>5</b>	VIOLATION <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	INSPECTOR NO. <b>431</b>
D. PROTECTIVE EQUIPMENT	<b>2</b>		
E. WORKER/SUPERVISOR CERT.	<b>1</b>	DATE <b>9/20/2010</b>	
F. RECOMMENDATION	<b>2</b>	HEALTH DISTRICT <b>7</b>	
G. WRITTEN REPORT	<b>1</b>	SAMPLE IDENTIFICATION NUMBER(S) <b>1. ES-09-20-10-A 2. ES-09-20-10-C 3. ES-09-20-10-E</b> <b>4. ES-09-20-10-B 5. ES-09-20-10-D</b>	

**OBSERVATIONS AND / OR INSTRUCTIONS**

Unnotified and illegal asbestos abatement observed and documented in Building 121 of the Arsenal Business Center located at 2275 Bridge St. Workers observed without suits, respirators moving dry bags of asbestos containing pipe insulation (ACPI) from the basement to the first floor. No engineering controls in place. No asbestos project inspector present. No air monitoring taking place. Work area was not plasticized. No amended water or related equipment was observed; material was completely dry. Upon arrival to the site the morning of 9/20/2010, bags appeared to be imminent for transport on to a truck and possibly off site without any waste manifest, shipping labels, etc. The contractor and the building owner are in violation of both the City of Philadelphia Asbestos Control Regulations and the National Emissions Standards for Hazardous Air Pollutants.

INSPECTOR'S SIGNATURE

*E. J. P. Strick*

V-02665

# **NOTICE OF VIOLATION - NESHAP**

PHILADELPHIA DEPARTMENT OF PUBLIC HEALTH

## **AIR MANAGEMENT SERVICES**

### **ASBESTOS CONTROL UNIT**

SPELMAN BUILDING, 321 UNIVERSITY AVENUE, 2<sup>ND</sup> FLOOR  
PHILADELPHIA, PA 19104-4543

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Firm Name Arsenal Associates	Job Name Arsenal Business Center Bldg 121	Date Issued 9/20/2010
Firm Address 5301 Tacony St. Box 101	Job Location 2275 Bridge St. 19137	Date of Violation 9/20/2010
City, State, Zip Philadelphia, PA 19137	Person Contacted & Title Frank Dellmyer	Project Number
<input checked="" type="checkbox"/> Building Owner <input type="checkbox"/> Demo Contractor <input type="checkbox"/> Abatement Contractor <input type="checkbox"/> API <input type="checkbox"/> Other		<input checked="" type="checkbox"/> Substantive <input type="checkbox"/> Non Substantive

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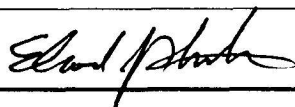
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AIR MANAGEMENT'S COPY

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INSPECTION REPORT · ASBESTOS CONTROL UNIT**

LOCATION (BUILDING NAME) <b>Arsenal Business Center Bldg 121</b>		ADDRESS <b>2275 Bridge St.</b>	
COMPLAINANT NAME <b>n/a</b>	CONTACTED <input type="checkbox"/> YES <input type="checkbox"/> NO	COMPLAINANT ADDRESS <b>n/a</b>	
CONTRACTOR <b>New Huntingdon Construction Co., Inc.</b>		SUPERVISOR <b>John R. Rynkiewicz</b>	
ASBESTOS PROJECT INSPECTOR <b>n/a</b>		LAB <b>EMSL</b>	
A. TYPE OF ACTIVITY	<b>15</b>	ACTIVITY TIME <b>8:30-10:00a</b>	PROJECT NO.
B. TYPE OF PROJECT	<b>14</b>		DATE <b>9/20/2010</b>
C. BULK SAMPLE	<b>5</b>	VIOLATION <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	INSPECTOR NO. <b>431</b>
D. PROTECTIVE EQUIPMENT	<b>2</b>		HEALTH DISTRICT <b>7</b>
E. WORKER/SUPERVISOR CERT.	<b>1</b>	SAMPLE IDENTIFICATION NUMBER(S)	
F. RECOMMENDATION	<b>2</b>	1. <i>ES-09-20-10-A</i> 3. <i>ES-09-20-10-C</i> 5. <i>ES-09-20-10-E</i>	
G. WRITTEN REPORT	<b>1</b>	2. <i>ES-09-20-10-B</i> 4. <i>ES-09-20-10-D</i>	

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INSPECTOR'S SIGNATURE

*Edward P. Phyll*



V.02667

**NOTICE OF VIOLATION - MAJOR**

PHILADELPHIA DEPARTMENT OF PUBLIC HEALTH

**AIR MANAGEMENT SERVICES****ASBESTOS CONTROL UNIT**SPELMAN BUILDING, 321 UNIVERSITY AVENUE, 2<sup>ND</sup> FLOOR  
PHILADELPHIA, PA 19104-4543

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Firm Address 5301 Tacony St. Box 101	Job Location 2275 Bridge St. 19137	Date of Violation 9/20/2010
City, State, Zip Philadelphia, PA 19137	Person Contacted & Title Frank Dellmyer	Project Number
<input checked="" type="checkbox"/> Building Owner <input type="checkbox"/> Demo Contractor <input type="checkbox"/> Abatement Contractor <input type="checkbox"/> API <input type="checkbox"/> Other		<input checked="" type="checkbox"/> Substantive <input type="checkbox"/> Non Substantive

**VIOLATION(S) PURSUANT TO TITLE 6, HEALTH CODE, OF THE PHILADELPHIA CODE, SPECIFICALLY CHAPTER 6-600**

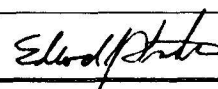
<b>SECTION II. LICENSES</b> <input type="checkbox"/> A. unlicensed asbestos contractor <input type="checkbox"/> B.3.b. unlicensed asbestos workers <b>SECTION III. PERMITS &amp; NOTIFICATIONS</b> <input checked="" type="checkbox"/> A.1. failure to obtain permit <input checked="" type="checkbox"/> A.2.a. failure to provide required information <b>SECTION IV. CERTIFICATION</b> <input type="checkbox"/> C.1. failure to provide valid API certification <b>SECTION VI. MAJOR PROJECT STANDARDS</b> <input checked="" type="checkbox"/> A. failure to obtain project inspector <input type="checkbox"/> A.1. failure of API to notify department <b>VI.B. WORK AREA PREPARATION</b> <input checked="" type="checkbox"/> 2. failure to post occupant notification <input checked="" type="checkbox"/> 3. failure to post caution signs (OSHA) <input checked="" type="checkbox"/> 4. failure to construct isolation barrier <input type="checkbox"/> 5. isolation barrier requirements not met: <input checked="" type="checkbox"/> a. framing <input checked="" type="checkbox"/> b. plywood <input checked="" type="checkbox"/> c. plastic <input checked="" type="checkbox"/> 7.a. failure to pre-clean, remove movable objects <input checked="" type="checkbox"/> 7.b. failure to pre-clean, seal fixed objects <input checked="" type="checkbox"/> 7.c. failure to pre-clean, seal all other surfaces <input checked="" type="checkbox"/> 8. plastic isolation (critical barriers) <input checked="" type="checkbox"/> 11. failure to maintain emergency exits <input checked="" type="checkbox"/> 12. failure to lock entrances (except emergency) <input checked="" type="checkbox"/> 13. failure to seal floor drains (2 layers) <input type="checkbox"/> 14. failure to shut down elevators <input type="checkbox"/> 15. failure to turn off HVAC systems <input checked="" type="checkbox"/> 16. failure to meet electrical requirements (GFI) <input checked="" type="checkbox"/> 18. failure to overlap plastic 12" floor, walls <input checked="" type="checkbox"/> 19.a. failure to provide 3 stage worker decon unit <input checked="" type="checkbox"/> 19.b. failure to line unit 2 layers plastic <input checked="" type="checkbox"/> 19.c. failure to frame, sheath decon (public access) <input checked="" type="checkbox"/> 19.e.(.7) failure to have lockable shuttered door <input checked="" type="checkbox"/> 19.e. worker clean room regulations not met: <input checked="" type="checkbox"/> (.1) <input checked="" type="checkbox"/> (.2) <input checked="" type="checkbox"/> (.3) <input checked="" type="checkbox"/> (.4) <input checked="" type="checkbox"/> (.5) <input checked="" type="checkbox"/> (.6) <input type="checkbox"/> 19.f. worker shower room regulations not met: <input checked="" type="checkbox"/> (.1) <input checked="" type="checkbox"/> (.2) <input checked="" type="checkbox"/> (.3) <input checked="" type="checkbox"/> (.4) <input type="checkbox"/> 19.g. equipment room regulations not met: <input checked="" type="checkbox"/> (.1) <input checked="" type="checkbox"/> (.2) <input checked="" type="checkbox"/> (.3) <input checked="" type="checkbox"/> (.4) <input checked="" type="checkbox"/> (.a) <input checked="" type="checkbox"/> (.ii) <input type="checkbox"/>	<b>SECTION VI. MAJOR PROJECTS (CONT.)</b> <input checked="" type="checkbox"/> 20.a. negative pressure on 24 hours <input checked="" type="checkbox"/> 20.b. failure to maintain neg. pressure diff., 0.02" <input checked="" type="checkbox"/> 20.e. failure to stop abatement upon neg. air loss <input checked="" type="checkbox"/> (1) inlets <input checked="" type="checkbox"/> (2) decon seal <input checked="" type="checkbox"/> (3) air monitoring <input checked="" type="checkbox"/> 20.j. failure to maintain negative air system in accordance with EPA560/S-85-024, Appendix J <input type="checkbox"/> l. failure to meet requirements while exhausting negative air indoors <b>VI.C.1. ASBESTOS PROJECT PROCEDURES</b> <input checked="" type="checkbox"/> b. failure to don proper personal equipment before entering <input type="checkbox"/> c. failure to provide sufficient equipment and clothing <input checked="" type="checkbox"/> d.(.3.) failure to maintain entry and exit log <input checked="" type="checkbox"/> d.(.4.) failure of all individuals, before entering the work area, to be familiar with all posted regs, personal protection requirements <input checked="" type="checkbox"/> d.(.5.) failure to don proper equipment & clothing <b>VI.C.2. GENERAL REMOVAL PROCEDURES</b> <input type="checkbox"/> a. failure to properly wet w/amended water <input type="checkbox"/> b. failure to lower material to floor (>15 ft.) <input checked="" type="checkbox"/> d. failure to sponge or wipe surfaces clean <input checked="" type="checkbox"/> e. failure to decon. equipment before removal <input type="checkbox"/> f. failure to retrieve waste water <b>VI.C.3. CONTAINMENT BAG TECHNIQUE</b> <input checked="" type="checkbox"/> a. failure to properly use containment bag, single use elbows and pipe only <input type="checkbox"/> b. failure to have two persons per bag <input type="checkbox"/> c.(.3) failure to remove occupants or have barrier <input type="checkbox"/> c.(.4) failure to have single layer plastic all openings <input type="checkbox"/> c.(.5) failure to have single layer plastic on floor (5') <input type="checkbox"/> e.(.6) failure to smoke test bags <input checked="" type="checkbox"/> e.(.13) failure to lift off ACM while wet <input type="checkbox"/> e.(.16) failure to collapse bag w/HEPA vacuum <input type="checkbox"/> e.(.20) failure to 6 mil bag over containment bag <input checked="" type="checkbox"/> e.(.21) failure to clean all work surfaces <input checked="" type="checkbox"/> e.(.24) failure to dispose in accordance w/VI.C.7	<input type="checkbox"/> e.(.25) bag used on vertical pipes <b>VI.C.7. WASTE DISPOSAL PROCEDURES</b> <input checked="" type="checkbox"/> a. failure to thoroughly wet ACM for disposal and place in 6 mil bags <input type="checkbox"/> b. failure to place contaminated materials or clothing in 6 mil bags <input type="checkbox"/> c. failure to seal, double bag, and transport to approved landfill <input type="checkbox"/> d. failure to place sharp objects in fiber drum <b>VI.C.8. WORK AREA CLEANUP PROCEDURES</b> <input checked="" type="checkbox"/> a. failure to wet wipe/HEPA vacuum plastic <input checked="" type="checkbox"/> f. failure to leave critical barriers in place until airborne asbestos levels meet re-occupancy standard set forth in VI D.5 of the ACR <b>VI.D. AIR MONITORING</b> <input checked="" type="checkbox"/> 1. failure to collect required samples by API <input checked="" type="checkbox"/> 3. failure to use independent certified lab or to have results readily available failure to meet following air sampling regulations: <input checked="" type="checkbox"/> 4.a., 2.b. number of pre-test samples <input checked="" type="checkbox"/> 4.a., 2.c. pre-test samples/routine conditions <input checked="" type="checkbox"/> 4.a., 2.d. project sample/locations <input checked="" type="checkbox"/> 4.b., 2.e. project samples/24 hours posted <input checked="" type="checkbox"/> 4.b., 2.f. response action adequate <input checked="" type="checkbox"/> 4.c., 2.b. clearance sample after visual inspection <input checked="" type="checkbox"/> 4.c., 2.d. clearance sampling procedure <b>VI.E. PROJECT COMPLETION</b> <input checked="" type="checkbox"/> 1.a.(.5) failure to submit proof of final project cost <input checked="" type="checkbox"/> 4. failure to submit final visual inspection report and/or lab report within 10 days <b>SECTION X INSPECTIONS &amp; REPORTS</b> <input type="checkbox"/> failure to have asbestos Investigator on job site <b>PA ACT 1990 - 194/SECTION 9.(a)(2)</b> <input type="checkbox"/> Asbestos worker/supervisor certification <input checked="" type="checkbox"/> PHILA. HEALTH CODE 6-604-9(a)
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**Other Violations and/ or Instructions:**

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 Inspector Name (Print):  
Ed Skirkie

Inspector Signature:



AIR MANAGEMENT'S COPY

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INSPECTION REPORT · ASBESTOS CONTROL UNIT**

LOCATION (BUILDING NAME) <b>Arsenal Business Center Bldg 121</b>		ADDRESS <b>2275 Bridge St.</b>	
COMPLAINANT NAME <b>n/a</b>	CONTACTED <input type="checkbox"/> YES <input type="checkbox"/> NO	COMPLAINANT ADDRESS <b>n/a</b>	
CONTRACTOR <b>New Huntingdon Construction Co., Inc.</b>		SUPERVISOR <b>John R. Rynkiewicz</b>	
ASBESTOS PROJECT INSPECTOR <b>n/a</b>		LAB <b>EMSL</b>	
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B. TYPE OF PROJECT	14	PROJECT NO.	
C. BULK SAMPLE	5	DATE	9/20/2010
D. PROTECTIVE EQUIPMENT	2	VIOLATION <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	INSPECTOR NO. <b>431</b>
E. WORKER/SUPERVISOR CERT.	1	HEALTH DISTRICT <b>7</b>	
F. RECOMMENDATION	2	SAMPLE IDENTIFICATION NUMBER(S)	
G. WRITTEN REPORT	1	<b>1. ES-09-20-10-A 3 ES-09-20-10-C 5. ES-09</b> <b>2. ES-09-20-10-B 4. ES-09-20-10-D -20-10-E</b>	

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INSPECTOR'S SIGNATURE

*Eduard P. [Signature]*

V-02722

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**AIR MANAGEMENT SERVICES****ASBESTOS CONTROL UNIT**SPELMAN BUILDING, 321 UNIVERSITY AVENUE, 2<sup>ND</sup> FLOOR  
PHILADELPHIA, PA 19104-4543

YOU ARE IN VIOLATION OF THE SECTIONS CHECKED BELOW. TAKE PROMPT ACTION TO CORRECT THIS VIOLATION, COMPLETE THE ITEMS LISTED ON THE REVERSE SIDE AND RETURN THE NOTICE WITHIN 5 DAYS TO THE ADJOINING ADDRESS. FAILURE TO CORRECT VIOLATION MAY RESULT IN THE DEPARTMENT OF LICENSES AND INSPECTIONS CONTRACTING TO ALLEVIATE THE VIOLATION. YOU WILL BE CHARGED THE COST INCURRED PLUS A \$200 ADMINISTRATION FEE. THIS VIOLATION MAY RESULT IN LEGAL ACTION. TO APPEAL ANY VIOLATION OF THIS NOTICE, APPLY TO THE BOARD OF LICENSE AND INSPECTION REVIEW, MUNICIPAL SERVICES BUILDING, CONCOURSE LEVEL, 1401 JOHN F. KENNEDY BLVD., PHILA., PA 19102-1457 WITHIN 30 DAYS OF THIS NOTICE.

Firm Name Hankin Management Company	Job Name Arsenal Business Center Bldg 121	Date Issued 11/22/2010
Firm Address P.O. Box 267676	Job Location 2275 Bridge St.	Date of Violation 9/20/2010
City, State, Zip Elkins Park, PA 19027	Person Contacted & Title Mark Hankin, President	Project Number
<input checked="" type="checkbox"/> Building Owner <input type="checkbox"/> Demo Contractor <input type="checkbox"/> Abatement Contractor <input type="checkbox"/> API <input type="checkbox"/> Other		<input checked="" type="checkbox"/> Substantive <input type="checkbox"/> Non Substantive

VIOLATION PURSUANT TO 40 CFR PART 61 NATIONAL EMISSION STANDARD FOR HAZARDOUS AIR POLLUTANTS: ASBESTOS NESHAP REVISION: FINAL RULE

**INSPECTION/NOTIFICATION**

- ☒ 40 CFR 61.145(a) Failure to inspect prior to demolition or renovation
- ☒ 40 CFR 61.145(b) Failure to provide notification
- ☐ 40 CFR 61.145(b)(2) Failure to update notification
- ☐ 40 CFR 61.145(b)(3)(i) Failure to postmark or deliver 10 days prior to demolition or renovation
- ☐ 40 CFR 61.145(b)(3)(iii) Failure to postmark as early as possible prior to demolition if ordered by state or local government
- ☐ 40 CFR 61.145(b)(A)(2) Failure to provide new start date ASAP no later than original start date
- ☐ 40 CFR 61.145(b)(B)(1) Failure to provide new start date 10 days before work begins
- ☒ 40 CFR 61.145(b)(C)(4) Failure to include required information - CIRCLE SECTION(S)  
 (i) type of notice (ii) owner info. (iii) type of operation (iv) facility description (v) procedure to detect asbestos (vi) amount of material (vii) location of facility (viii) abatement work schedule (ix) demo/reno work schedule (x) work methods (xi) work practices (xii) disposal site (xiii) trained person (xiv) id information (xv) emergency info. (xvi) unexpected event procedures (xvii) waste transp. info.

**EMISSION CONTROL**

- ☐ 40 CFR 61.145(C)(1) Failure to remove RACM prior to renovation or demolition
- ☐ 40 CFR 61.145(C)(1)(iii) Failure to adequately wet exposed RACM not removed from demolition due to safety reasons
- ☒ 40 CFR 61.145(C)(3) Failure to adequately wet RACM when removing
- ☒ 40 CFR 61.145(C)(6)(i) Failure to adequately wet RACM to ensure it remains wet until collected for disposal
- ☐ 40 CFR 61.145(C)(8) Failure to provide authorized representative trained as provided by regulation and evidence of training or refresher

**IMPROPER DISPOSAL**

- ☐ 40 CFR 61.150(a) Failure to prevent discharge of visible emission to outside air during collection, packaging or transportation
- ☒ 40 CFR 61.150(a)(1)(i) Failure to adequately wet RACM for disposal
- ☐ 40 CFR 61.150(a)(1)(iii) Failure to seal in leak tight containers or leak tight wrapping
- ☒ 40 CFR 61.150(a)(1)(iv) Failure to label containers or wrapped materials with specified OSHA warning labels
- ☒ 40 CFR 61.150(a)(1)(v) Failure to label containers/ wrapped materials with name of generator and location at which it was generated
- ☐ 40 CFR 61.150(a)(3) Failure to adequately wet RACM at all times after demolition and keep wet during handling and loading (ID buildings)
- ☐ 40 CFR 61.150(a)(5)(b) Failure to deposit ACM waste as soon as practical by waste generator
- ☒ 40 CFR 61.150(a)(5)(c) Failure to mark vehicles used to transport asbestos waste during loading and unloading
- ☒ 40 CFR 61.150(d)(1) Failure to maintain waste shipment records
- ☐ 40 CFR 61.150(d)(4) Failure to report waste shipment records not received in 45 days
- ☐ 40 CFR 61.150(d)(5) Failure to retain copy of waste shipment records
- ☒ 40 CFR 61.150(d)(5)(e) Failure to make available all records

Other Violations and/ or Instructions:

Inspector Signature:



VIOLATOR'S COPY

V-02721

# NOTICE OF VIOLATION - MAJOR

PHILADELPHIA DEPARTMENT OF PUBLIC HEALTH

AIR MANAGEMENT SERVICES

ASBESTOS CONTROL UNIT

SPELMAN BUILDING, 321 UNIVERSITY AVENUE, 2<sup>ND</sup> FLOOR  
PHILADELPHIA, PA 19104-4543

YOU ARE IN VIOLATION OF THE PHILADELPHIA HEALTH CODE. YOU MUST TAKE PROMPT ACTION TO CORRECT THIS VIOLATION. COMPLETE THE ITEMS LISTED ON THE REVERSE SIDE AND RETURN TO THE DEPARTMENT WITHIN 5 DAYS TO THE ADJOINING ADDRESS. FAILURE TO CORRECT THIS VIOLATION MAY RESULT IN THE DEPARTMENT OF LICENSES AND INSPECTIONS CONTRACTING TO ALLEVIATE THE VIOLATION. YOU WILL BE CHARGED THE COST INCURRED PLUS A 20% ADMINISTRATION FEE. THIS VIOLATION MAY RESULT IN LEGAL ACTION. TO APPEAL ANY VIOLATION OF THIS NOTICE, APPLY TO THE BOARD OF LICENSE AND INSPECTION REVIEW, MUNICIPAL SERVICES BUILDING, CONCOURSE LEVEL, 1401 JOHN F. KENNEDY BLVD., PHILA., PA 19102-1687 WITHIN 30 DAYS OF THIS NOTICE.

Firm Name Hankin Management Company	Job Name Arsenal Business Center Bldg 121	Date Issued 11/22/2010
Firm Address P.O. Box 267676	Job Location 2275 Bridge St.	Date of Violation 9/20/2010
City, State, Zip Elkins Park, PA 19027	Person Contacted & Title Mark Hankin, President	Project Number
<input checked="" type="checkbox"/> Building Owner <input type="checkbox"/> Demo Contractor <input type="checkbox"/> Abatement Contractor <input type="checkbox"/> API <input type="checkbox"/> Other <input checked="" type="checkbox"/> Substantive <input type="checkbox"/> Non Substantive		

## VIOLATION(S) PURSUANT TO TITLE 6, HEALTH CODE, OF THE PHILADELPHIA CODE, SPECIFICALLY CHAPTER 6-600

<b>SECTION II. LICENSES</b> <input type="checkbox"/> A. unlicensed asbestos contractor <input type="checkbox"/> B.3.b. unlicensed asbestos workers <b>SECTION III. PERMITS &amp; NOTIFICATIONS</b> <input checked="" type="checkbox"/> A.1. failure to obtain permit <input checked="" type="checkbox"/> A.2.a. failure to provide required information <b>SECTION IV. CERTIFICATION</b> <input type="checkbox"/> C.1. failure to provide valid API certification <b>SECTION VI. MAJOR PROJECT STANDARDS</b> <input checked="" type="checkbox"/> A. failure to obtain project inspector <input type="checkbox"/> A.1. failure of API to notify department <b>VI.B. WORK AREA PREPARATION</b> <input checked="" type="checkbox"/> 2. failure to post occupant notification <input checked="" type="checkbox"/> 3. failure to post caution signs (OSHA) <input checked="" type="checkbox"/> 4. failure to construct isolation barrier 5. isolation barrier requirements not met: <input checked="" type="checkbox"/> a. framing <input checked="" type="checkbox"/> b. plywood <input checked="" type="checkbox"/> c. plastic <input checked="" type="checkbox"/> 7.a. failure to pre-clean, remove movable objects <input checked="" type="checkbox"/> 7.b. failure to pre-clean, seal fixed objects <input checked="" type="checkbox"/> 7.c. failure to pre-clean, seal all other surfaces <input checked="" type="checkbox"/> 8. plastic isolation (critical barriers) <input checked="" type="checkbox"/> 11. failure to maintain emergency exits <input checked="" type="checkbox"/> 12. failure to lock entrances (except emergency) <input checked="" type="checkbox"/> 13. failure to seal floor drains (2 layers) <input type="checkbox"/> 14. failure to shut down elevators <input type="checkbox"/> 15. failure to turn off HVAC systems <input checked="" type="checkbox"/> 16. failure to meet electrical requirements (GFI) <input checked="" type="checkbox"/> 18. failure to overlap plastic 12" floor, walls <input checked="" type="checkbox"/> 19.a. failure to provide 3 stage worker decon unit <input checked="" type="checkbox"/> 19.b. failure to line unit 2 layers plastic <input checked="" type="checkbox"/> 19.c. failure to frame, sheath decon (public access) <input checked="" type="checkbox"/> 19.e.(7) failure to have lockable shuttered door <input checked="" type="checkbox"/> 19.e. worker clean room regulations not met: <input checked="" type="checkbox"/> (1) <input checked="" type="checkbox"/> (2) <input checked="" type="checkbox"/> (3) <input checked="" type="checkbox"/> (4) <input checked="" type="checkbox"/> (5) <input checked="" type="checkbox"/> (6) <input checked="" type="checkbox"/> 19.f. worker shower room regulations not met: <input checked="" type="checkbox"/> (1) <input checked="" type="checkbox"/> (2) <input checked="" type="checkbox"/> (3) <input checked="" type="checkbox"/> (4) <input checked="" type="checkbox"/> 19.g. equipment room regulations not met: <input checked="" type="checkbox"/> (1) <input checked="" type="checkbox"/> (2) <input checked="" type="checkbox"/> (3) <input checked="" type="checkbox"/> (4) <input checked="" type="checkbox"/> (a) <input checked="" type="checkbox"/> (ii)	<b>SECTION VI. MAJOR PROJECTS (CONT.)</b> <input checked="" type="checkbox"/> 20.a. negative pressure on 24 hours <input checked="" type="checkbox"/> 20.b. failure to maintain neg. pressure diff., 0.02" <input checked="" type="checkbox"/> 20.e. failure to stop abatement upon neg. air loss <input type="checkbox"/> (1) inlets <input type="checkbox"/> (2) decon seal <input type="checkbox"/> (3) air monitoring <input checked="" type="checkbox"/> 20.j. failure to maintain negative air system in accordance with EPA560/5-85-024, Appendix J <input type="checkbox"/> l. failure to meet requirements while exhausting negative air indoors <b>VI.C.1. ASBESTOS PROJECT PROCEDURES</b> <input checked="" type="checkbox"/> b. failure to don proper personal equipment before entering <input checked="" type="checkbox"/> c. failure to provide sufficient equipment and clothing <input checked="" type="checkbox"/> d.(3.) failure to maintain entry and exit log <input checked="" type="checkbox"/> d.(4.) failure of all individuals, before entering the work area, to be familiar with all posted regs, personal protection requirements <input type="checkbox"/> d.(5.) failure to don proper equipment & clothing <b>VI.C.2. GENERAL REMOVAL PROCEDURES</b> <input checked="" type="checkbox"/> a. failure to properly wet w/amended water <input type="checkbox"/> b. failure to lower material to floor (>15 ft.) <input checked="" type="checkbox"/> d. failure to sponge or wipe surfaces clean <input type="checkbox"/> e. failure to decon. equipment before removal <input type="checkbox"/> f. failure to retrieve waste water <b>VI.C.3. CONTAINMENT BAG TECHNIQUE</b> <input type="checkbox"/> a. failure to properly use containment bag, single use elbows and pipe only <input type="checkbox"/> b. failure to have two persons per bag <input type="checkbox"/> c.(3) failure to remove occupants or have barrier <input type="checkbox"/> c.(4) failure to have single layer plastic all openings <input type="checkbox"/> c.(5) failure to have single layer plastic on floor (5') <input type="checkbox"/> e.(6) failure to smoke test bags <input checked="" type="checkbox"/> e.(13) failure to lift off ACM while wet <input type="checkbox"/> e.(16) failure to collapse bag w/HEPA vacuum <input type="checkbox"/> e.(20) failure to 6 mil bag over containment bag <input checked="" type="checkbox"/> e.(21) failure to clean all work surfaces <input type="checkbox"/> e.(24) failure to dispose in accordance w/VI.C.7	<b>SECTION VI. MAJOR PROJECTS (CONT.)</b> <input type="checkbox"/> e.(25) bag used on vertical pipes <b>VI.C.7. WASTE DISPOSAL PROCEDURES</b> <input checked="" type="checkbox"/> a. failure to thoroughly wet ACM for disposal and place in 6 mil bags <input type="checkbox"/> b. failure to place contaminated materials or clothing in 6 mil bags <input type="checkbox"/> c. failure to seal, double bag, and transport to approved landfill <input type="checkbox"/> d. failure to place sharp objects in fiber drum <b>VI.C.8. WORK AREA CLEANUP PROCEDURES</b> <input checked="" type="checkbox"/> a. failure to wet wipe/HEPA vacuum plastic <input checked="" type="checkbox"/> f. failure to leave critical barriers in place until airborne asbestos levels meet re-occupancy standard set forth in VI D.5 of the ACR <b>VI.D. AIR MONITORING</b> <input checked="" type="checkbox"/> 1. failure to collect required samples by API <input checked="" type="checkbox"/> 3. failure to use independent certified lab or to have results readily available failure to meet following air sampling regulations: <input checked="" type="checkbox"/> 4.a., 2.b. number of pre-test samples <input checked="" type="checkbox"/> 4.a., 2.c. pre-test samples/routine conditions <input checked="" type="checkbox"/> 4.a., 2.d. project sample/locations <input checked="" type="checkbox"/> 4.b., 2.e. project samples/24 hours posted <input checked="" type="checkbox"/> 4.b., 2.f. response action adequate <input checked="" type="checkbox"/> 4.c., 2.b. clearance sample after visual inspection <input checked="" type="checkbox"/> 4.c., 2.d. clearance sampling procedure <b>VI.E. PROJECT COMPLETION</b> <input checked="" type="checkbox"/> 1.a.(5) failure to submit proof of final project cost <input checked="" type="checkbox"/> 4. failure to submit final visual inspection report and/or lab report within 10 days <b>SECTION X INSPECTIONS &amp; REPORTS</b> <input type="checkbox"/> failure to have asbestos Investigator on job site <b>PA ACT 1990 - 194/SECTION 9.(a)(2)</b> <input type="checkbox"/> Asbestos worker/supervisor certification <input checked="" type="checkbox"/> PHILA. HEALTH CODE 6-604-9(a)
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Other Violations and/ or Instructions:

Inspector Name (Print): Ed Skirskie

Inspector Signature: 

VIOLATOR'S COPY

V-02668

# NOTICE OF VIOLATION - MAJOR

PHILADELPHIA DEPARTMENT OF PUBLIC HEALTH

## AIR MANAGEMENT SERVICES

### ASBESTOS CONTROL UNIT

SPELMAN BUILDING, 321 UNIVERSITY AVENUE, 2<sup>ND</sup> FLOOR  
PHILADELPHIA, PA 19104-4543

YOU ARE IN VIOLATION OF THE SECTIONS CHECKED BELOW. TAKE PROMPT ACTION TO CORRECT THIS VIOLATION, COMPLETE THE ITEMS LISTED ON THE REVERSE SIDE AND RETURN THE NOTICE WITHIN 5 DAYS TO THE ADJOINING ADDRESS. FAILURE TO CORRECT VIOLATION MAY RESULT IN THE DEPARTMENT OF LICENSES AND INSPECTIONS CONTRACTING TO ALLEVIATE THE VIOLATION. YOU WILL BE CHARGED THE COST INCURRED PLUS A 20% ADMINISTRATION FEE. THIS VIOLATION MAY RESULT IN LEGAL ACTION. TO APPEAL ANY VIOLATION OF THIS NOTICE, APPLY TO THE BOARD OF LICENSE AND INSPECTION REVIEW, MUNICIPAL SERVICES BUILDING, CONCOURSE LEVEL, 1401 JOHN F. KENNEDY BLVD., PHILA., PA 19102-1687 WITHIN 30 DAYS OF THIS NOTICE.

Firm Name New Huntingdon Construction Co., Inc.	Job Name Arsenal Business Center Bldg 121	Date Issued 9/20/2010
Firm Address P.O. Box 26767	Job Location 2275 Bridge St. 19137	Date of Violation 9/20/2010
City, State, Zip Elkins Park, PA 19027	Person Contacted & Title John R. Rynkiewicz, supervisor	Project Number

☐ Building Owner ☐ Demo Contractor ☒ Abatement Contractor ☐ API ☐ Other ☒ Substantive ☐ Non Substantive

## VIOLATION(S) PURSUANT TO TITLE 6, HEALTH CODE, OF THE PHILADELPHIA CODE, SPECIFICALLY CHAPTER 6-600

<b>SECTION II. LICENSES</b> <input type="checkbox"/> A. unlicensed asbestos contractor <input type="checkbox"/> B.3.b. unlicensed asbestos workers <b>SECTION III. PERMITS &amp; NOTIFICATIONS</b> <input checked="" type="checkbox"/> A.1. failure to obtain permit <input checked="" type="checkbox"/> A.2.a. failure to provide required information <b>SECTION IV. CERTIFICATION</b> <input type="checkbox"/> C.1. failure to provide valid API certification <b>SECTION VI. MAJOR PROJECT STANDARDS</b> <input checked="" type="checkbox"/> A. failure to obtain project inspector <input type="checkbox"/> A.1. failure of API to notify department <b>VI.B. 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MAJOR PROJECTS (CONT.)</b> <input type="checkbox"/> e.(.25) bag used on vertical pipes <b>VI.C.7. WASTE DISPOSAL PROCEDURES</b> <input checked="" type="checkbox"/> a. failure to thoroughly wet ACM for disposal and place in 6 mil bags <input type="checkbox"/> b. failure to place contaminated materials or clothing in 6 mil bags <input type="checkbox"/> c. failure to seal, double bag, and transport to approved landfill <input type="checkbox"/> d. failure to place sharp objects in fiber drum <b>VI.C.8. WORK AREA CLEANUP PROCEDURES</b> <input checked="" type="checkbox"/> a. failure to wet wipe/HEPA vacuum plastic <input checked="" type="checkbox"/> f. failure to leave critical barriers in place until airborne asbestos levels meet re-occupancy standard set forth in VI D.S of the ACR <b>VI.D. AIR MONITORING</b> <input checked="" type="checkbox"/> 1. failure to collect required samples by API <input checked="" type="checkbox"/> 3. failure to use independent certified lab or to have results readily available failure to meet following air sampling regulations: <input checked="" type="checkbox"/> 4.a., 2.b. number of pre-test samples <input checked="" type="checkbox"/> 4.a., 2.c. pre-test samples/routine conditions <input checked="" type="checkbox"/> 4.a., 2.d. project sample/locations <input checked="" type="checkbox"/> 4.b., 2.e. project samples/24 hours posted <input checked="" type="checkbox"/> 4.b., 2.f. response action adequate <input checked="" type="checkbox"/> 4.c., 2.b. clearance sample after visual inspection <input checked="" type="checkbox"/> 4.c., 2.d. clearance sampling procedure <b>VI.E. PROJECT COMPLETION</b> <input checked="" type="checkbox"/> 1.a.(.5) failure to submit proof of final project cost <input checked="" type="checkbox"/> 4. failure to submit final visual inspection report and/or lab report within 10 days <b>SECTION X INSPECTIONS &amp; REPORTS</b> <input type="checkbox"/> failure to have asbestos Investigator on job site <b>PA ACT 1990 - 194/SECTION 9.(a)(2)</b> <input type="checkbox"/> Asbestos worker/supervisor certification <input checked="" type="checkbox"/> PHILA. HEALTH CODE 6-604-9(a)
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### Other Violations and/ or Instructions:

Unnotified asbestos abatement/disposal observed and documented in digital photographs. All material was dry in bags. Workers wore no suits/respirators. Work area was not plasticized. No engineering controls in place. No air monitoring. Please respond to this notice of violation within 5 days of receipt.

Inspector Name (Print):  
Ed Skirkie

Inspector Signature:

*Ed Skirkie*

AIR MANAGEMENT'S COPY



**CITY OF PHILADELPHIA · AIR MANAGEMENT SERVICES  
INSPECTION REPORT · ASBESTOS CONTROL UNIT**

LOCATION (BUILDING NAME) <b>Arsenal Business Center Bldg 121</b>		ADDRESS <b>2275 Bridge St.</b>	
COMPLAINANT NAME <b>n/a</b>	CONTACTED <input type="checkbox"/> YES <input type="checkbox"/> NO	COMPLAINANT ADDRESS <b>n/a</b>	
CONTRACTOR <b>New Huntingdon Construction Co., Inc.</b>		SUPERVISOR <b>John R. Rynkiewicz</b>	
ASBESTOS PROJECT INSPECTOR <b>n/a</b>		LAB <b>EMSL</b>	
A. TYPE OF ACTIVITY	<b>15</b>	ACTIVITY TIME <b>8:30-10:00a</b>	PROJECT NO.
B. TYPE OF PROJECT	<b>14</b>		DATE <b>9/20/2010</b>
C. BULK SAMPLE	<b>5</b>	VIOLATION <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	INSPECTOR NO. <b>431</b>
D. PROTECTIVE EQUIPMENT	<b>2</b>		HEALTH DISTRICT <b>7</b>
E. WORKER/SUPERVISOR CERT.	<b>1</b>	SAMPLE IDENTIFICATION NUMBER(S)	
F. RECOMMENDATION	<b>2</b>	<b>1. ES-09-20-10-A 3. ES-09-20-10-C 5. ES-09-20-10-E</b>	
G. WRITTEN REPORT	<b>1</b>	<b>2. ES-09-20-10-B 4. ES-09-20-10-D</b>	

**OBSERVATIONS AND / OR INSTRUCTIONS**

Unnotified and illegal asbestos abatement observed and documented in Building 121 of the Arsenal Business Center located at 2275 Bridge St. Workers observed without suits, respirators moving dry bags of asbestos containing pipe insulation (ACPI) from the basement to the first floor. No engineering controls in place. No asbestos project inspector present. No air monitoring taking place. Work area was not plasticized. No amended water or related equipment was observed; material was completely dry. Upon arrival to the site the morning of 9/20/2010, bags appeared to be imminent for transport on to a truck and possibly off site without any waste manifest, shipping labels, etc. The contractor and the building owner are in violation of both the City of Philadelphia Asbestos Control Regulations and the National Emissions Standards for Hazardous Air Pollutants.

INSPECTOR'S SIGNATURE

*Eliud P. P. [Signature]*